IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

MONDAY, THE 5TH MARCH 2007 / 14TH PHALGUNA 1928

WP(C).No. 32841 of 2006(I)

PETITIONER:

K.P.SANJEEV KUMAR, AGED 34 YEARS,
CHIRAKKAL AMSOM & DESOM,
P.O.CHIRAKKAL, KANNUR.

BY ADV. SMT.K.K.CHANDRALEKHA,
SRI.SUDHEESH THAROL.

RESPONDENTS:
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1. **THE AUTHORIZED OFFICER,**
   (CHIEF MANAGER, INDIAN BANK,
   FORT ROAD, KANNUR).

2. **M/S.INDIAN BANK,**
   FORT ROAD, KANNUR.

BY ADV. SRI.T.K.AJITH KUMAR .

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05/03/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.32841/2006:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE NOTICE DTD. 06/11/06.

EXT.P.2: COPY OF THE VALUATION CERTIFICATE ISSUED IN RESPECT OF THE REFERRED PROPERTY.

EXT.P.3: COPY OF THE REQUEST LETTER ISSUED BY THIS PETITIONER TO THE RESPONDENT DTD. 15/11/2006.

//TRUE COPY//

prv.

Thottathil B. Radhakrishnan, J.

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W.P.(C)No.32841 of 2006

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Dated this the 5th day of March, 2007.

JUDGMENT

The only complaint of the petitioner is that the fixation of the reserve price for the property put in auction under the SARFAESI Act ought to have been 50 lakhs instead of 13 lakhs. This Court, therefore on 8-12-2006, directed that the petitioner is free to find a buyer for the property and file a report in court. No such report is filed till today.

2. Having considered the facts of the case, I find no grounds to interfere with Ext.P1 notice. There is no legal infirmity nor jurisdictional error in the impugned Ext.P1. No specific issue of illegality has also been pointed out. Writ petition fails. It is accordingly dismissed.

Thottathil B.Radhakrishnan,
Judge.

sl.